

ESTTA Tracking number: **ESTTA722410**

Filing date: **01/25/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Edgewell Personal Care Brands, LLC
Granted to Date of previous extension	01/24/2016
Address	6 Research Drive Shelton, CT 06484 UNITED STATES

Attorney information	Thomas A. Polcyn Thompson Coburn LLP One US Bank Plaza St. Louis, MO 63101 UNITED STATES tpolcyn@thompsoncoburn.com, hal-shathir@thompsoncoburn.com, urogers@thompsoncoburn.com, ipdocket@thompsoncoburn.com
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Applicant Information

Application No	86530176	Publication date	07/28/2015
Opposition Filing Date	01/25/2016	Opposition Period Ends	01/24/2016
Applicant	Prolitec Inc. 5447 Leary Avenue NW Seattle, WA 98107 UNITED STATES		

Goods/Services Affected by Opposition

Class 011. First Use: 0 First Use In Commerce: 0
All goods and services in the class are opposed, namely: dispensing units for air fresheners

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4725319	Application Date	05/16/2014
Registration Date	04/21/2015	Foreign Priority Date	NONE
Word Mark	DIAPER GENIE		

Design Mark	DIAPER GENIE
Description of Mark	NONE
Goods/Services	Class 011. First use: First Use: 2014/01/03 First Use In Commerce: 2014/01/03 Air filters for domestic use


U.S. Registration No.	2775710	Application Date	10/23/2002
Registration Date	10/21/2003	Foreign Priority Date	NONE
Word Mark	DIAPER GENIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 1993/03/15 First Use In Commerce: 1993/03/15 Diaper pail liners in the form of a plastic film within a cassette which functions as a bag when inserted into a diaperdisposal pail		

U.S. Registration No.	3442830	Application Date	06/05/2006
Registration Date	06/03/2008	Foreign Priority Date	NONE
Word Mark	DIAPER GENIE		
Design Mark	DIAPER GENIE		
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Plastic trash bags		

U.S. Registration No.	1827510	Application Date	10/22/1992
Registration Date	03/22/1994	Foreign Priority	NONE

		Date	
Word Mark	DIAPER GENIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 1993/03/15 First Use In Commerce: 1993/03/15 containers for receiving and disposing of disposable sanitary products; namely,diapers, adult incontinence undergarments, and feminine hygiene products		

U.S. Application No.	86283402	Application Date	05/16/2014
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	LITTER GENIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 0 First Use In Commerce: 0 Air filters for domestic use		

U.S. Registration No.	4122450	Application Date	07/06/2010
Registration Date	04/03/2012	Foreign Priority Date	NONE
Word Mark	LITTER GENIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 2012/01/02 First Use In Commerce: 2012/01/02 Pet litter disposal system consisting of a pail, bags and accessory, namely, scooper for waste; re-fill bags and portable cartridge for bags		

U.S. Application No.	86229787	Application Date	03/24/2014
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	PET GENIE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 0 First Use In Commerce: 0 pet litter disposal system consisting of a pail, bags, and accessories, namely, scoop for pet waste and re-fill bags		

Attachments	86283400#TMSN.png(bytes) 78900315#TMSN.png(bytes) 86283402#TMSN.png(bytes) 85078256#TMSN.png(bytes) 86229787#TMSN.png(bytes) Notice of Opposition.pdf(252048 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/s/ Thomas A. Polcyn
Name	Thomas A. Polcyn
Date	01/25/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Edgewell Personal Care Brands, LLC,)	
)	
Opposer,)	
)	Opp. No. _____
)	
vs.)	Directed to U.S. Ser. No. 86/530,176
)	
Prolitec Inc.)	Mark: GENIE
)	
Applicant.)	

NOTICE OF OPPOSITION

Edgewell Personal Care Brands, LLC (“Edgewell” or “Opposer”) believes it will be damaged by registration of the mark GENIE for “dispensing units for air fresheners” in International Class 011, as shown in U.S. Ser. No. 86/530,176 filed by Prolitec Inc. Accordingly, Edgewell opposes registration of the GENIE mark.

PARTIES AND BACKGROUND

1. Edgewell is a Delaware limited liability company with offices at 6 Research Drive, Shelton, Connecticut 06484.
2. On information and belief, Prolitec Inc. (“Applicant”) is a Wisconsin corporation, with an address of 5447 Leary Avenue NW, Seattle, Washington 98107. On information and belief, Applicant is the owner of U.S. Ser. No. 86/530,176 for the mark GENIE for “dispensing units for air fresheners” in International Class 011.
3. Prior to any alleged priority date for the GENIE mark, Edgewell and its predecessors began using, and have continuously used in interstate commerce, the marks DIAPER GENIE and LITTER GENIE in connection with odor remediation products. As a

result of substantial and extensive sales and marketing of goods under the DIAPER GENIE and LITTER GENIE marks, the marks have become well known and famous to consumers.

4. In addition to its common law rights in the DIAPER GENIE and LITTER GENIE marks, Edgewell owns U.S. registrations and applications for the marks, including:

Mark	Goods
DIAPER GENIE RN: 4725319 SN: 86283400	(Int'l Class: 11) air filters for domestic use
DIAPER GENIE RN: 2775710 SN: 78177469	(Int'l Class: 16) diaper pail liners in the form of a plastic film within a cassette which functions as a bag when inserted into a diaper disposal pail
DIAPER GENIE RN: 3442830 SN: 78900315	(Int'l Class: 16) plastic trash bags
DIAPER GENIE RN: 1827510 SN: 74325046	(Int'l Class: 21) containers for receiving and disposing of disposable sanitary products; namely, diapers, adult incontinence undergarments, and feminine hygiene products
LITTER GENIE SN: 86283402	(Int'l Class: 11) air filters for domestic use
Litter Genie RN: 4122450 SN: 85078256	(Int'l Class: 21) pet litter disposal system consisting of a pail, bags and accessory, namely, scooper for waste; re-fill bags and portable cartridge for bags

Edgewell also owns U.S. Serial No. 86/229,787 for the mark PET GENIE, which has a filing date prior to Applicant's application for GENIE. TSDR reports for these registrations and applications are attached and incorporated by reference.

COUNT I
(Likelihood of Confusion)

5. Edgewell incorporates the above allegations by reference.

6. Applicant's GENIE mark so resembles Edgewell's DIAPER GENIE, LITTER GENIE and PET GENIE marks as to be likely, when used in connection with the applied-for goods in International Class 011, to cause confusion or to cause mistake or to deceive, thus causing damage to Edgewell.

ACCORDINGLY, Edgewell respectfully requests that this opposition be sustained and that registration of the GENIE mark be refused.

Respectfully submitted,

By: /s/ Thomas A. Polcyn

Thomas A. Polcyn

Hadi S. Al-Shathir

THOMPSON COBURN LLP

One US Bank Plaza

St. Louis, MO 63101

(314) 552-6000

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ipdocket@thompsoncoburn.com

urogers@thompsoncoburn.com

Attorneys for Opposer

Edgewell Personal Care Brands, LLC

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was sent via U.S. mail this 25th day of January 2016, to the following:

Hayley J. Talbert
Jared Barrett
Seed IP Law Group PLLC
701 Fifth Avenue, Suite 5400
Seattle, Washington 98104-7064

/s/ Thomas A. Polcyn

Generated on:

This page was generated by TSDR on 2016-01-25 10:54:46 EST

Mark: DIAPER GENIE

DIAPER GENIE

US Serial Number: 86283400

Application Filing Date:

May 16, 2014

US Registration Number: 4725319

Registration Date:

Apr. 21, 2015

Filed as TEAS Plus: Yes

Currently TEAS Plus:

Yes

Register:

Principal

Mark Type:

Trademark

Status:

Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date:

Apr. 21, 2015

Publication Date: Sep. 16, 2014

Notice of Allowance Date:

Nov. 11, 2014

Mark Information

Mark Literal Elements:

DIAPER GENIE

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

Disclaimer:

"DIAPER"

Related Properties Information

**Claimed Ownership of US
Registrations:**

1827510, 2775710, 3442830, 3772256, 3796239 and others

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For:

Air filters for domestic use

International Class(es): 011 - Primary Class

U.S Class(es):

013, 021, 023, 031, 034

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jan. 03, 2014

Use in Commerce:

Jan. 03, 2014

Basis Information (Case Level)

Filed Use:	No	Currently Use:	Yes	Amended Use:	No
Filed ITU:	Yes	Currently ITU:	No	Amended ITU:	No
Filed 44D:	No	Currently 44D:	No	Amended 44D:	No
Filed 44E:	No	Currently 44E:	No	Amended 44E:	No
Filed 66A:	No	Currently 66A:	No		
Filed No Basis:	No	Currently No Basis:	No		

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT UNITED STATES 06484

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-132389

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

THOMAS A. POLCYN
THOMPSON COBURN LLP
505 N 7TH ST STE 3500
SAINT LOUIS, MISSOURI UNITED STATES 63101-1693

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 21, 2015	REGISTERED-PRINCIPAL REGISTER	
Mar. 18, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Mar. 17, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 25, 2015	STATEMENT OF USE PROCESSING COMPLETE	61813
Jan. 16, 2015	USE AMENDMENT FILED	61813
Feb. 23, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Jan. 16, 2015	TEAS STATEMENT OF USE RECEIVED	
Nov. 11, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 16, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 16, 2014	PUBLISHED FOR OPPOSITION	
Aug. 27, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 13, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Aug. 12, 2014	ASSIGNED TO LIE	77312

Aug. 04, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 04, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Aug. 04, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Aug. 04, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Aug. 04, 2014	EXAMINERS AMENDMENT -WRITTEN	91243
Jul. 31, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jul. 31, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jul. 31, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 21, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2014	NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2014	NON-FINAL ACTION WRITTEN	91243
Jul. 16, 2014	ASSIGNED TO EXAMINER	91243
May 30, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 20, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location:

Mar. 17, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant:

Eveready Battery Company, Inc.

Assignment 1 of 2

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5588-0929.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, LLC](#)

Execution Date:

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EDGEWELL PERSONAL CARE BRANDS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Generated on:

This page was generated by TSDR on 2016-01-25 10:55:25 EST

Mark: DIAPER GENIE

US Serial Number: 78177469

Oct. 23, 2002

US Registration Number: 2775710

Oct. 21, 2003

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed.

Status Date:

Sep. 17, 2013

Publication Date: Jul. 29, 2003

Application Filing Date:

Registration Date:

Mark Information

Mark Literal Elements:

DIAPER GENIE

Standard Character Claim:

No

Mark Drawing Type:

1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer:

"DIAPER"

Related Properties Information

**International Registration
Number:**

1283118

**International
Application(s)
/Registration(s) Based on
this Property:**

A0054993/1283118

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For:

Diaper pail liners in the form of a plastic film within a cassette which functions as a bag when inserted into a diaper disposal pail

International Class(es): 016 - Primary Class

U.S Class(es):

002, 005, 022, 023, 029, 037, 038, 050

Class Status:

ACTIVE

Basis:

1(a)

First Use: Mar. 15, 1993

Use in Commerce:

Mar. 15, 1993

Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-121650

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

Thomas A. Polcyn
Thompson Coburn LLP
One US Bank Plaza
St. Louis, MISSOURI 63101
UNITED STATES

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 12, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 17, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Sep. 17, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	66607
Sep. 17, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Sep. 09, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	66607
Sep. 17, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607

Sep. 09, 2013	TEAS SECTION 8 & 9 RECEIVED	
Jul. 08, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 08, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 30, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	68973
Oct. 30, 2009	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Oct. 16, 2009	TEAS SECTION 8 & 15 RECEIVED	
Apr. 01, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Nov. 29, 2006	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Mar. 29, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 21, 2003	REGISTERED-PRINCIPAL REGISTER	
Jul. 29, 2003	PUBLISHED FOR OPPOSITION	
Jul. 09, 2003	NOTICE OF PUBLICATION	
May 21, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 01, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 16, 2003	CASE FILE IN TICRS	
Apr. 01, 2003	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 31, 2003	NON-FINAL ACTION E-MAILED	
Mar. 25, 2003	ASSIGNED TO EXAMINER	68792

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Oct. 21, 2013

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

Sep. 17, 2013

Assignment Abstract Of Title Information

Summary

Total Assignments: 7

Registrant:

Playtex Products, Inc.

Assignment 1 of 7

Conveyance:

SECURITY INTEREST

Reel/Frame: [2804/0356](#)

Pages:

42

Date Recorded: Feb. 27, 2004

Supporting Documents:

[assignment-tm-2804-0356.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Feb. 19, 2004

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[GENERAL ELECTRIC CAPITAL CORPORATION, AS AGENT](#)

Legal Entity Type: CORPORATION

State or Country Where

Organized:

DELAWARE

Address:

201 MERRITT 7
6TH FLOOR
NORWALK, CONNECTICUT 06856-5201

Correspondent

Correspondent Name:

C/O LATHAM & WATKINS LLP

Correspondent Address:

LINDA R. KASTNER
SUITE 5800, SEARS TOWER
233 S. WACKER DRIVE
CHICAGO, IL 60606

Domestic Representative - Not Found

Assignment 2 of 7

Conveyance:

SECURITY INTEREST

Reel/Frame: [2930/0001](#)

Pages:

23

Date Recorded: Mar. 03, 2004

Supporting Documents:

[assignment-tm-2930-0001.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Feb. 19, 2004

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[WELLS FARGO BANK MINNESOTA, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL ASSOCIATION

**State or Country Where
Organized:**

No Place Where Organized Found

Address:

213 COURT STREET, SUITE 703
MIDDLETOWN, CONNECTICUT 06457

Correspondent

Correspondent Name:

PAUL, WEISS, RIFKIND ET.AL.

Correspondent Address:

CLAUDINE MEREDITH-GOUJON
1285 AVENUE OF THE AMERICAS
NEW YORK, NY 10019-6064

Domestic Representative - Not Found

Assignment 3 of 7

Conveyance:

SECURITY AGREEMENT

Reel/Frame: [3210/0513](#)

Pages:

26

Date Recorded: Dec. 07, 2005

Supporting Documents:

[assignment-tm-3210-0513.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Nov. 28, 2005

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[GE CANADA FINANCE HOLDING COMPANY](#)

Legal Entity Type: UNLIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

NOVA SCOTIA

Address:

11 KING STREET WEST
SUITE 1500
TORONTO, ONTARIO, CANADA M5H 4C7

Correspondent

Correspondent Name:

LINDA R. KASTNER

Correspondent Address:

LATHAM & WATKINS
SEARS TOWER, SUITE 5800
233 S WACKER DRIVE
CHICAGO, ILLINOIS 60606

Domestic Representative - Not Found

Assignment 4 of 7

Conveyance:

CERTIFICATE OF CONVERSION

Reel/Frame: [3958/0680](#)

Pages:

12

Date Recorded: Mar. 25, 2009

Supporting Documents:

[assignment-tm-3958-0680.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Oct. 01, 2008

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[PLAYTEX PRODUCTS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

PLAYTEX PRODUCTS, LLC

Correspondent Address:

6 RESEARCH DRIVE
SHELTON, CT 06484

Domestic Representative - Not Found

Assignment 5 of 7

Conveyance:

ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5207/0274](#)

Pages:

7

Date Recorded: Feb. 03, 2014

Supporting Documents:

[assignment-tm-5207-0274.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, LLC](#)

Execution Date:

Jan. 13, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

DONNA FRAZIER SCHMITT

Correspondent Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MO 63141

Domestic Representative - Not Found

Assignment 6 of 7

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 7 of 7

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:[assignment-tm-5588-0929.pdf](#)**Assignor****Name:** [EVEREADY BATTERY COMPANY, LLC](#)**Execution Date:**

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Assignee**Name:**[EDGEWELL PERSONAL CARE BRANDS, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Address:6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484**Correspondent****Correspondent Name:**

THOMAS A. POLCYN

Correspondent Address:ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101**Domestic Representative - Not Found**

Proceedings

Summary**Number of Proceedings:**

4

Type of Proceeding: Cancellation**Proceeding Number:** [92057583](#)**Filing Date:**

Jul 23, 2013

Status: Terminated**Status Date:**

Apr 03, 2014

Interlocutory Attorney: YONG OH (RICHARD) KIM**Defendant****Name:**

Titan Imports Ltd

Correspondent Address:TITAN IMPORTS LTD
101A BEACH ROAD, MATUA
TAURANGA NEW ZEALAND**Correspondent e-mail:**paul@titanimports.co.nz**Associated marks**

Mark	Application Status	Serial Number	Registration Number
BABY WIPES LITTLE GENIE MAGIC FOR YOUR BABY'S BOTTOM	Cancelled - Section 18	85070214	3914351

Plaintiff(s)**Name:**

Playtex Products, LLC

Correspondent Address:THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO , 63101
UNITED STATES**Correspondent e-mail:**

tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , mnoelke@thompsoncoburn.com ,
ipdocket@thompsoncoburn.com , mbraunel@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	74325046	1827510
DIAPER GENIE	Renewed	78177469	2775710
DIAPER GENIE	Section 8 and 15 - Accepted and Acknowledged	78900315	3442830
DIAPER GENIE II ELITE	Registered	77394970	3772256
DIAPER GENIE II ELITE	Registered	77409958	3796239
DIAPER GENIE	Registered	85293093	4396610
DIAPER GENIE	Registered	85605503	4419354
DIAPER GENIE	Registered	85606170	4419356

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 24, 2013	Sep 02, 2013
3	PENDING, INSTITUTED	Jul 24, 2013	
4	UNDELIVERABLE MAIL	Aug 30, 2013	
5	SUSPENDED	Oct 03, 2013	
6	SERVICE BY PUBLICATION	Feb 11, 2014	
7	BD DECISION: GRANTED	Mar 27, 2014	
8	COMMR ORDER CANCELLING REG	Apr 03, 2014	
9	TERMINATED	Apr 03, 2014	

Type of Proceeding: Cancellation**Proceeding Number:** [92044397](#)**Filing Date:**

Apr 05, 2005

Status: Terminated**Status Date:**

Aug 10, 2005

Interlocutory Attorney: CHERYL S GOODMAN**Defendant****Name:**

ABRAMS, HOWARD

Correspondent Address:ABRAMS, HOWARD
64 Timothy Drive
Ivyland PA , 18974
UNITED STATES**Associated marks**

Mark	Application Status	Serial Number	Registration Number
YARD GENIE	Abandoned - After Inter-Partes Decision	76523723	2931420

Plaintiff(s)**Name:**

Playtex Products, Inc.

Correspondent Address:ROSE AUSLANDER, ESQ.
CARTER LEDYARD & MILBURN LLP
2 WALL STREET
NEW YORK NY , 10005
UNITED STATES**Associated marks**

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	78177469	2775710

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Apr 05, 2005	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Apr 06, 2005	May 16, 2005
3	PENDING, INSTITUTED	Apr 06, 2005	
4	P'S MOT FOR EXTEN. OF TIME W/ CONSENT	May 10, 2005	

5	PL'S MOT TO EXT GRANTED	May 16, 2005
6	BOARD'S DECISION: DISMISSED W/O PREJ	Aug 09, 2005
7	TERMINATED	Aug 10, 2005

Type of Proceeding: Opposition

Proceeding Number: [91163956](#)

Filing Date:

Jan 26, 2005

Status: Terminated

Status Date:

Apr 05, 2006

Interlocutory Attorney: CINDY B GREENBAUM

Defendant

Name:

DAMP RID, INC

Correspondent Address:

LEA HALL SPEED
BAKER DONELSON BEARMAN CALDWELL ET AL
165 MADISON AVE STE 2000
MEMPHIS TN , 38103
UNITED STATES

Correspondent e-mail:

dawdeh@bakerdonelson.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
ODOR GENIE	Section 8 and 15 - Accepted and Acknowledged	76528371	3151242

Plaintiff(s)

Name:

Playtex Products, Inc.

Correspondent Address:

Rose Auslander Esq.
Carter Ledyard & Milburn LLP
2 Wall St.
New York NY , 10005
UNITED STATES

Correspondent e-mail:

auslander@clm.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	78177469	2775710

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 26, 2005	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 27, 2005	Mar 08, 2005
3	PENDING, INSTITUTED	Jan 27, 2005	
4	ANSWER	Mar 07, 2005	
5	STIPULATED PROTECTIVE ORDER	May 04, 2005	
6	STIP PROTECTIVE AGREEMENT IS NOTED: PARTIES ADVISED THAT ONLY CONFIDENTIAL OR TRADE SECRET INFORMATI	May 06, 2005	
7	STIPULATION FOR AN EXTENSION OF TIME	Jul 27, 2005	
8	EXTENSION OF TIME GRANTED	Jul 27, 2005	
9	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Oct 11, 2005	
10	SUSPENDED	Oct 11, 2005	
11	STIP TO SUSPEND PEND SETTLEMENT NEGOTNS	Dec 15, 2005	
12	SUSPENDED	Dec 16, 2005	
13	PROCS ARE SUSPENDED UNTIL MARCH 15, 2006, IN VIEW OF THE PARTIES SETTLEMENT DISCUSSIONS	Jan 06, 2006	
14	D'S AMENDMENT	Mar 17, 2006	
15	AMDT APPROVED; PL ALLOWED 30 DAYS W/D	Mar 23, 2006	
16	COPY OF #14	Mar 17, 2006	
17	WITHDRAWAL OF OPPOSITION	Apr 04, 2006	
18	BD'S DECISION: DISMISSED W/ PREJUDICE	Apr 05, 2006	
19	TERMINATED	Apr 05, 2006	

Type of Proceeding: Extension of TimeProceeding Number: [76528371](#)

Filing Date:

Oct 28, 2004

Status: Terminated

Status Date:

Feb 26, 2005

Interlocutory Attorney:

Defendant

Name:

DAMP RID, INC

Correspondent Address:

LEA HALL SPEED
BAKER DONELSON BEARMAN CALDWELL ET AL
165 MADISON AVE STE 2000
MEMPHIS TN , 38103
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
ODOR GENIE	Section 8 and 15 - Accepted and Acknowledged	76528371	3151242

Potential Opposer(s)

Name:

Playtex Products, Inc.

Correspondent Address:

Rose Auslander Esq.
Carter Ledyard & Milburn LLP
2 Wall St.
New York NY , 10005
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	78177469	2775710

Name:

Playtex Products, Inc.

Correspondent Address:

Terrence J. McAllister, Esq.
Ohlandt, Greeley, Ruggiero & Perle, LLP
One Landmark Square, 10th Floor
Stamford CT , 06902-2682
UNITED STATES

Correspondent e-mail:

trademark@ogrp.com**Prosecution History**

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Oct 28, 2004	
2	EXTENSION OF TIME GRANTED	Oct 28, 2004	

Generated on:

This page was generated by TSDR on 2016-01-25 10:55:56 EST

Mark: DIAPER GENIE

DIAPER GENIE

US Serial Number: 78900315

Application Filing Date:

Jun. 05, 2006

US Registration Number: 3442830

Registration Date:

Jun. 03, 2008

Register:

Principal

Mark Type:

Trademark

Status:

A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date:

Apr. 11, 2014

Publication Date: Jan. 02, 2007

Notice of Allowance Date:

Mar. 27, 2007

Mark Information

Mark Literal Elements:

DIAPER GENIE

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

Disclaimer:

"Diaper"

Related Properties Information

**Claimed Ownership of US
Registrations:**

1827510, 2775710

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For:

Plastic trash bags

International Class(es): 016 - Primary Class

U.S Class(es):

002, 005, 022, 023, 029, 037, 038, 050

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jan. 1998

Use in Commerce:

Jan. 1998

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT UNITED STATES 06484

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-121648

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

Thomas A. Polcyn
Thompson Coburn LLP
One US Bank Plaza
St. Louis, MISSOURI UNITED STATES 63101

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 11, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 11, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76985
Mar. 27, 2014	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	76985
Apr. 11, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76985
Mar. 27, 2014	TEAS SECTION 8 & 15 RECEIVED	
Feb. 12, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 08, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 08, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 01, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Jun. 03, 2008	REGISTERED-PRINCIPAL REGISTER	
Apr. 29, 2008	LAW OFFICE REGISTRATION REVIEW COMPLETED	78289
Apr. 29, 2008	ASSIGNED TO LIE	78289
Apr. 29, 2008	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 17, 2008	STATEMENT OF USE PROCESSING COMPLETE	64657
Mar. 27, 2008	USE AMENDMENT FILED	64657

Mar. 27, 2008	TEAS STATEMENT OF USE RECEIVED	
Sep. 18, 2007	EXTENSION 1 GRANTED	71034
Aug. 07, 2007	EXTENSION 1 FILED	71034
Aug. 07, 2007	PAPER RECEIVED	
Mar. 27, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 02, 2007	PUBLISHED FOR OPPOSITION	
Dec. 13, 2006	NOTICE OF PUBLICATION	
Nov. 09, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	70824
Nov. 03, 2006	ASSIGNED TO LIE	70824
Nov. 01, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 01, 2006	EXAMINERS AMENDMENT MAILED	
Oct. 31, 2006	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 31, 2006	EXAMINERS AMENDMENT -WRITTEN	66582
Oct. 26, 2006	NON-FINAL ACTION MAILED	
Oct. 25, 2006	NON-FINAL ACTION WRITTEN	66582
Oct. 22, 2006	ASSIGNED TO EXAMINER	66582
Jun. 08, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: TMEG LAW OFFICE 108

Date in Location:

Apr. 11, 2014

Assignment Abstract Of Title Information

Summary

Total Assignments: 5

Registrant:

Playtex Products, Inc.

Assignment 1 of 5

Conveyance:

SECURITY INTEREST

Reel/Frame: [3478/0232](#)

Pages:

7

Date Recorded: Feb. 08, 2007

Supporting Documents:

[assignment-tm-3478-0232.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Feb. 08, 2007

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[WELLS FARGO BANK, NATIONAL ASSOCIATION](#)

Legal Entity Type: INC. ASSOCIATION

State or Country Where
Organized:

MINNESOTA

Address:

100 EAST WISCONSIN AVENUE

Correspondent

Correspondent Name:

CLAUDINE MEREDITH-GOUJON

Correspondent Address:

1285 AVE. OF THE AMERICAS
NEW YORK, NY 10019-6064

Domestic Representative - Not Found

Assignment 2 of 5

Conveyance:

CERTIFICATE OF CONVERSION

Reel/Frame: [3958/0680](#)

Pages:

12

Date Recorded: Mar. 25, 2009

Supporting Documents:

[assignment-tm-3958-0680.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC](#)

Execution Date:

Oct. 01, 2008

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[PLAYTEX PRODUCTS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

PLAYTEX PRODUCTS, LLC

Correspondent Address:

6 RESEARCH DRIVE
SHELTON, CT 06484

Domestic Representative - Not Found

Assignment 3 of 5

Conveyance:

ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5207/0274](#)

Pages:

7

Date Recorded: Feb. 03, 2014

Supporting Documents:

[assignment-tm-5207-0274.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, LLC](#)

Execution Date:

Jan. 13, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, INC.](#)

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent**Correspondent Name:**

DONNA FRAZIER SCHMITT

Correspondent Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MO 63141

Domestic Representative - Not Found**Assignment 4 of 5****Conveyance:**

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent**Correspondent Name:**

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found**Assignment 5 of 5****Conveyance:**

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5588-0929.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, LLC](#)

Execution Date:

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EDGEWELL PERSONAL CARE BRANDS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings:

1

Type of Proceeding: Cancellation

Proceeding Number: [92057583](#)

Filing Date:

Jul 23, 2013

Status: Terminated

Status Date:

Apr 03, 2014

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name:

Titan Imports Ltd

Correspondent Address:

TITAN IMPORTS LTD
101A BEACH ROAD, MATUA
TAURANGA NEW ZEALAND

Correspondent e-mail:

paul@titanimports.co.nz

Associated marks

Mark	Application Status	Serial Number	Registration Number
BABY WIPES LITTLE GENIE MAGIC FOR YOUR BABY'S BOTTOM	Cancelled - Section 18	85070214	3914351

Plaintiff(s)

Name:

Playtex Products, LLC

Correspondent Address:

THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101

Correspondent e-mail:

tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , mnoelke@thompsoncoburn.com ,
ipdocket@thompsoncoburn.com , mbraunel@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	74325046	1827510
DIAPER GENIE	Renewed	78177469	2775710
DIAPER GENIE	Section 8 and 15 - Accepted and Acknowledged	78900315	3442830
DIAPER GENIE II ELITE	Registered	77394970	3772256
DIAPER GENIE II ELITE	Registered	77409958	3796239
DIAPER GENIE	Registered	85293093	4396610
DIAPER GENIE	Registered	85605503	4419354

DIAPER GENIE

Registered

[85606170](#)

[4419356](#)

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 24, 2013	Sep 02, 2013
3	PENDING, INSTITUTED	Jul 24, 2013	
4	UNDELIVERABLE MAIL	Aug 30, 2013	
5	SUSPENDED	Oct 03, 2013	
6	SERVICE BY PUBLICATION	Feb 11, 2014	
7	BD DECISION: GRANTED	Mar 27, 2014	
8	COMMR ORDER CANCELLING REG	Apr 03, 2014	
9	TERMINATED	Apr 03, 2014	

Generated on:

This page was generated by TSDR on 2016-01-25 10:56:22 EST

Mark: DIAPER GENIE

US Serial Number: 74325046

Application Filing Date:

Oct. 22, 1992

US Registration Number: 1827510

Registration Date:

Mar. 22, 1994

Register:

Principal

Mark Type:

Trademark

Status:

The registration has been renewed.

Status Date:

Feb. 19, 2014

Publication Date: Dec. 28, 1993

Mark Information

Mark Literal Elements:

DIAPER GENIE

Standard Character Claim:

No

Mark Drawing Type:

1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer:

"DIAPER"

Related Properties Information

**International Registration
Number:**

**International
Application(s)
/Registration(s) Based on
this Property:**

A0054994

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For:

containers for receiving and disposing of disposable sanitary products; namely, diapers, adult incontinence undergarments, and feminine hygiene products

International Class(es): 021 - Primary Class

U.S Class(es):

002

Class Status:

ACTIVE

Basis:

1(a)

First Use: Mar. 15, 1993

Use in Commerce:

Mar. 15, 1993

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-121647

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

Thomas A. Polcyn
Thompson Coburn LLP
One U.S. Bank Plaza
St. Louis, MISSOURI 63101
UNITED STATES

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 19, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 19, 2014	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	76533
Feb. 19, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76533
Feb. 19, 2014	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	76533
Feb. 18, 2014	TEAS RESPONSE TO OFFICE ACTION-POST REG RECEIVED	
Feb. 12, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	

Feb. 08, 2014	POST REGISTRATION ACTION MAILED - SEC. 8 & 9	76533
Feb. 08, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76533
Jan. 22, 2014	TEAS SECTION 8 & 9 RECEIVED	
Jul. 08, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 08, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 01, 2009	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 23, 2007	CASE FILE IN TICRS	
Nov. 29, 2006	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Aug. 12, 2005	ASSIGNED TO PARALEGAL	59136
Mar. 29, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 08, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Mar. 19, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Mar. 19, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 15, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jan. 15, 2004	TEAS SECTION 8 & 9 RECEIVED	
Aug. 16, 2000	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 16, 2000	RESPONSE RECEIVED TO POST REG. ACTION - SEC. 8 & 15	
Mar. 08, 2000	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Nov. 18, 1999	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 22, 1994	REGISTERED-PRINCIPAL REGISTER	
Dec. 28, 1993	PUBLISHED FOR OPPOSITION	
Nov. 26, 1993	NOTICE OF PUBLICATION	
May 21, 1993	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 21, 1993	USE AMENDMENT ACCEPTED	
Apr. 13, 1993	AMENDMENT TO USE PROCESSING COMPLETE	
Mar. 31, 1993	USE AMENDMENT FILED	
Mar. 31, 1993	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Mar. 03, 1993	NON-FINAL ACTION MAILED	
Jan. 12, 1993	ASSIGNED TO EXAMINER	70010

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:

Section 8 - Accepted

Affidavit of Incontestability:

Section 15 - Accepted

Renewal Date:

Mar. 22, 2014

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location:

Feb. 19, 2014

Assignment Abstract Of Title Information

Summary

Total Assignments: 12

Registrant:

Mondial Industries, Ltd.

Assignment 1 of 12

Conveyance:

ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1856/0108](#)

Pages:

7

Date Recorded: Feb. 08, 1999

Supporting Documents:

[assignment-tm-1856-0108.pdf](#)

Assignor	
Name: MONDIAL INDUSTRIES LIMITED PARTNERSHIP	Execution Date: Jan. 29, 1999
Legal Entity Type: LIMITED PARTNERSHIP	State or Country Where Organized:
WISCONSIN	
Assignee	
Name: PLAYTEX PRODUCTS, INC.	State or Country Where Organized:
Legal Entity Type: CORPORATION	
DELAWARE	
Address: 300 NYALA FARMS ROAD WESTPORT, CONNECTICUT 06880	
Correspondent	
Correspondent Name: PAUL, WEISS, RIFKIND, WHARTON & GARRISON	
Correspondent Address: DAVID S. BERLIN 1285 AVENUE OF THE AMERICAS NEW YORK, NY 10019	
Domestic Representative - Not Found	
Assignment 2 of 12	
Conveyance: SECURITY INTEREST	
Reel/Frame: 1857/0001	Pages: 33
Date Recorded: Feb. 17, 1999	
Supporting Documents: assignment-tm-1857-0001.pdf	
Assignor	
Name: PLAXTEX PRODUCTS INC.	Execution Date: Jan. 29, 1999
Legal Entity Type: CORPORATION	State or Country Where Organized:
DELAWARE	
Assignee	
Name: WELLS FARGO BANK, N.A.	State or Country Where Organized:
Legal Entity Type: AS AGENT	
No Place Where Organized Found	
Address: 420 MONTGOMERY STREET, 9TH FL. SAN FRANCISCO, CALIFORNIA 94101	
Correspondent	
Correspondent Name: O'MELVENY & MYERS	
Correspondent Address: SAMIR B. ARMALY 400 S. HOPE STREET LOS ANGELES CA 90071	
Domestic Representative - Not Found	
Assignment 3 of 12	
Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT ASSIGNOR'S NAME PREVIOUSLY RECORDED AT REEL 1856, FRAME 0108.	
Reel/Frame: 2209/0511	Pages:

Date Recorded: Nov. 30, 2000

Supporting Documents:

[assignment-tm-2209-0511.pdf](#)

Assignor

Name: [MONDIAL INDUSTRIES, LTD.](#)

Execution Date:

Jan. 29, 1999

Legal Entity Type: UNKNOWN

State or Country Where
Organized:

No Place Where Organized Found

Assignee

Name:

[PLAYTEX PRODUCTS, INC.](#)

Legal Entity Type: UNKNOWN

State or Country Where
Organized:

No Place Where Organized Found

Address:

300 NYALA FARMS ROAD
WESTPORT, CONNECTICUT 06880

Correspondent

Correspondent Name:

OHLANDT, GREELEY, RUGGIERO & PERLE, LLP

Correspondent Address:

CHARLES N.J. RUGGIERO
ONE LANDMARK SQUARE, 10TH FLOOR
STAMFORD, CONNECTICUT 06901-2682

Domestic Representative - Not Found

Assignment 4 of 12

Conveyance:

GRANT OF TRADEMARK SECURITY INTEREST

Reel/Frame: [2304/0127](#)

Pages:

20

Date Recorded: May 30, 2001

Supporting Documents:

[assignment-tm-2304-0127.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

May 22, 2001

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[CREDIT SUISSE FIRST BOSTON](#)

Legal Entity Type: AS ADMINISTRATIVE AGENT

State or Country Where
Organized:

No Place Where Organized Found

Address:

ELEVEN MADISON AVENUE
NEW YORK, NEW YORK 10010-3269

Correspondent

Correspondent Name:

O'MELVENY & MYERS LLP

Correspondent Address:

MICHAEL J. NEARY
400 SOUTH HOPE STREET
LOS ANGELES, CALIFORNIA 90071-2898

Domestic Representative - Not Found

Assignment 5 of 12

Conveyance:

RELEASE OF TRADEMARK SECURITY INTERESTS

Reel/Frame: [2801/0396](#)

Pages:

19

Date Recorded: Feb. 26, 2004

Supporting Documents:[assignment-tm-2801-0396.pdf](#)**Assignor**Name: [CREDIT SUISSE FIRST BOSTON, ACTING
THROUGH ITS CAYMAN ISLANDS BRANCH,
AS ADMINISTRATIVE AGENT](#)

Execution Date:

Feb. 19, 2004

Legal Entity Type: NATIONAL BANKING ASSOCIATION

State or Country Where
Organized:

No Place Where Organized Found

Assignee

Name:

[PLAYTEX PRODUCTS, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Address:

300 NYALA FARMS ROAD
WESTPORT, CONNECTICUT 06880**Correspondent**

Correspondent Name:

LATHAM & WATKINS LLP

Correspondent Address:

LINDA R. KASTNER
233 S. WACKER DRIVE, SUITE 5800
SEARS TOWER
CHICAGO, IL 60606**Domestic Representative - Not Found****Assignment 6 of 12****Conveyance:**

SECURITY INTEREST

Reel/Frame: [2804/0356](#)

Pages:

42

Date Recorded: Feb. 27, 2004

Supporting Documents:[assignment-tm-2804-0356.pdf](#)**Assignor**Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Feb. 19, 2004

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[GENERAL ELECTRIC CAPITAL CORPORATION, AS AGENT](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Address:

201 MERRITT 7
6TH FLOOR
NORWALK, CONNECTICUT 06856-5201**Correspondent**

Correspondent Name:

C/O LATHAM & WATKINS LLP

Correspondent Address:

LINDA R. KASTNER
SUITE 5800, SEARS TOWER
233 S. WACKER DRIVE
CHICAGO, IL 60606

Domestic Representative - Not Found**Assignment 7 of 12****Conveyance:**

SECURITY INTEREST

Reel/Frame: [2930/0001](#)

Pages:

23

Date Recorded: Mar. 03, 2004

Supporting Documents:

[assignment-tm-2930-0001.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Feb. 19, 2004

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[WELLS FARGO BANK MINNESOTA, NATIONAL ASSOCIATION](#)

Legal Entity Type: NATIONAL ASSOCIATION

State or Country Where
Organized:

No Place Where Organized Found

Address:

213 COURT STREET, SUITE 703
MIDDLETOWN, CONNECTICUT 06457

Correspondent**Correspondent Name:**

PAUL, WEISS, RIFKIND ET.AL.

Correspondent Address:

CLAUDINE MEREDITH-GOUJON
1285 AVENUE OF THE AMERICAS
NEW YORK, NY 10019-6064

Domestic Representative - Not Found**Assignment 8 of 12****Conveyance:**

SECURITY AGREEMENT

Reel/Frame: [3210/0513](#)

Pages:

26

Date Recorded: Dec. 07, 2005

Supporting Documents:

[assignment-tm-3210-0513.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC.](#)

Execution Date:

Nov. 28, 2005

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[GE CANADA FINANCE HOLDING COMPANY](#)

Legal Entity Type: UNLIMITED LIABILITY COMPANY

State or Country Where
Organized:

NOVA SCOTIA

Address:

11 KING STREET WEST

SUITE 1500
TORONTO, ONTARIO, CANADA M5H 4C7

Correspondent

Correspondent Name:

LINDA R. KASTNER

Correspondent Address:

LATHAM & WATKINS
SEARS TOWER, SUITE 5800
233 S WACKER DRIVE
CHICAGO, ILLINOIS 60606

Domestic Representative - Not Found

Assignment 9 of 12

Conveyance:

CERTIFICATE OF CONVERSION

Reel/Frame: [3958/0680](#)

Pages:

12

Date Recorded: Mar. 25, 2009

Supporting Documents:

[assignment-tm-3958-0680.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, INC](#)

Execution Date:

Oct. 01, 2008

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[PLAYTEX PRODUCTS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

PLAYTEX PRODUCTS, LLC

Correspondent Address:

6 RESEARCH DRIVE
SHELTON, CT 06484

Domestic Representative - Not Found

Assignment 10 of 12

Conveyance:

ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5207/0274](#)

Pages:

7

Date Recorded: Feb. 03, 2014

Supporting Documents:

[assignment-tm-5207-0274.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, LLC](#)

Execution Date:

Jan. 13, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

DONNA FRAZIER SCHMITT

Correspondent Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MO 63141

Domestic Representative - Not Found

Assignment 11 of 12

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 12 of 12

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5588-0929.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, LLC](#)

Execution Date:

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EDGEWELL PERSONAL CARE BRANDS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings:

3

Type of Proceeding: Cancellation

Proceeding Number: [92057583](#)

Filing Date:

Jul 23, 2013

Status: Terminated

Status Date:

Apr 03, 2014

Interlocutory Attorney: YONG OH (RICHARD) KIM

Defendant

Name:

Titan Imports Ltd

Correspondent Address:

TITAN IMPORTS LTD
101A BEACH ROAD, MATUA
TAURANGA NEW ZEALAND

Correspondent e-mail:

paul@titanimports.co.nz

Associated marks

Mark	Application Status	Serial Number	Registration Number
BABY WIPES LITTLE GENIE MAGIC FOR YOUR BABY'S BOTTOM	Cancelled - Section 18	85070214	3914351

Plaintiff(s)

Name:

Playtex Products, LLC

Correspondent Address:

THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO , 63101
UNITED STATES

Correspondent e-mail:

tpolcyn@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , mnoelke@thompsoncoburn.com ,
ipdocket@thompsoncoburn.com , mbraunel@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	74325046	1827510
DIAPER GENIE	Renewed	78177469	2775710
DIAPER GENIE	Section 8 and 15 - Accepted and Acknowledged	78900315	3442830

DIAPER GENIE II ELITE	Registered	77394970	3772256
DIAPER GENIE II ELITE	Registered	77409958	3796239
DIAPER GENIE	Registered	85293093	4396610
DIAPER GENIE	Registered	85605503	4419354
DIAPER GENIE	Registered	85606170	4419356

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jul 23, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jul 24, 2013	Sep 02, 2013
3	PENDING, INSTITUTED	Jul 24, 2013	
4	UNDELIVERABLE MAIL	Aug 30, 2013	
5	SUSPENDED	Oct 03, 2013	
6	SERVICE BY PUBLICATION	Feb 11, 2014	
7	BD DECISION: GRANTED	Mar 27, 2014	
8	COMMR ORDER CANCELLING REG	Apr 03, 2014	
9	TERMINATED	Apr 03, 2014	

Type of Proceeding: Opposition

Proceeding Number: [91159657](#)

Filing Date:

Feb 18, 2004

Status: Terminated

Status Date:

Mar 03, 2004

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name:

Garbage Genie Concept 2000 Limited

Correspondent Address:

ALLEN J. HOOVER
WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
CITICORP CENTER, SUITE 3800 500 WEST MADISON STREET
CHICAGO IL , 60661-2511
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
GARBAGE GENIE	Cancelled - Section 8	76406000	3427242

Plaintiff(s)

Name:

Playtex Products, Inc

Correspondent Address:

Terrence J. McAllister
OHLANDT, GREELAY, RUGGIERO & PERLE, LLP
One Landmark Square, 10th Floor
Stamford CT , 06901-2682
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	74325046	1827510

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 18, 2004	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Mar 03, 2004	Apr 12, 2004
3	PENDING, INSTITUTED	Mar 03, 2004	
4	D'S MOTION TO CONSOLIDATE	Mar 29, 2004	
5	ANSWER	Mar 29, 2004	
6	D'S MOTION TO CONSOLIDATE	Mar 29, 2004	
7	PROCEEDINGS CONSOLIDATED	Jul 14, 2004	
8	TERMINATED	Oct 29, 2004	
9	D'S COMMUNICATION	Nov 30, 2005	
10	AMENDMENT	Aug 07, 2006	
11	BD'S DECISION: DISMISSED W/O PREJUDICE	Dec 15, 2006	

Type of Proceeding: Extension of TimeProceeding Number: [76406000](#)

Filing Date:

Jul 30, 2003

Status: Terminated

Status Date:

Jul 30, 2003

Interlocutory Attorney:

Defendant

Name:

Garbage Genie Concept 2000 Limited

Correspondent Address:

ALLEN J. HOOVER
WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
CITICORP CENTER, SUITE 3800 500 WEST MADISON STREET
CHICAGO IL , 60661-2511
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
GARBAGE GENIE	Cancelled - Section 8	76406000	3427242

Potential Opposer(s)

Name:

Playtex Products, Inc

Correspondent Address:

Terrence J. McAllister
OHLANDT, GREELAY, RUGGIERO & PERLE, LLP
One Landmark Square, 10th Floor
Stamford CT , 06901-2682
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
DIAPER GENIE	Renewed	74325046	1827510

Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Jul 21, 2003	
2	EXTENSION OF TIME GRANTED	Jul 30, 2003	
3	INCOMING - EXT TIME TO OPPOSE FILED	Sep 22, 2003	
4	EXTENSION OF TIME GRANTED	Sep 26, 2003	
5	INCOMING - EXT TIME TO OPPOSE FILED	Oct 23, 2003	
6	EXTENSION OF TIME GRANTED	Oct 31, 2003	
7	INCOMING - EXT TIME TO OPPOSE FILED	Nov 24, 2003	
8	EXTENSION OF TIME GRANTED	Dec 02, 2003	
9	INCOMING - EXT TIME TO OPPOSE FILED	Dec 24, 2003	
10	EXTENSION OF TIME GRANTED	Jan 07, 2004	
11	INCOMING - EXT TIME TO OPPOSE FILED	Jan 22, 2004	
12	EXTENSION OF TIME GRANTED	Feb 07, 2004	

Generated on:

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Mark: LITTER GENIE

LITTER GENIE

US Serial Number: 86283402

Application Filing Date:

May 16, 2014

Filed as TEAS Plus: Yes

Currently TEAS Plus:

Yes

Register:

Principal

Mark Type:

Trademark

Status:

A second request for extension of time to file a Statement of Use has been granted.

Status Date:

Sep. 08, 2015

Publication Date: Sep. 09, 2014

Notice of Allowance Date:

Nov. 04, 2014

Mark Information

Mark Literal Elements:

LITTER GENIE

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

Disclaimer:

"LITTER"

Related Properties Information

**Claimed Ownership of US
Registrations:**

4122450, 4515119

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For:

Air filters for domestic use

International Class(es): 011 - Primary Class

U.S Class(es):

013, 021, 023, 031, 034

Class Status:

ACTIVE

Basis:

1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: No
Filed 44E: No
Filed 66A: No
Filed No Basis: No

Currently 44D: No
Currently 44E: No
Currently 66A: No
Currently No Basis: No

Amended 44D: No
Amended 44E: No

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-132391

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

THOMAS A. POLCYN
THOMPSON COBURN LLP
One US Bank Plaza
SAINT LOUIS, MISSOURI 63101-1693
UNITED STATES

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 09, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 08, 2015	EXTENSION 2 GRANTED	70565
Aug. 25, 2015	EXTENSION 2 FILED	70565
Sep. 03, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Aug. 25, 2015	TEAS EXTENSION RECEIVED	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 03, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Feb. 27, 2015	EXTENSION 1 GRANTED	98765
Feb. 27, 2015	EXTENSION 1 FILED	98765
Feb. 27, 2015	TEAS EXTENSION RECEIVED	
Nov. 04, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 09, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 09, 2014	PUBLISHED FOR OPPOSITION	
Aug. 20, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 02, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70633
Aug. 02, 2014	ASSIGNED TO LIE	70633
Jul. 23, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	

Jul. 23, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 23, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 23, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 23, 2014	EXAMINERS AMENDMENT -WRITTEN	91243
Jul. 16, 2014	ASSIGNED TO EXAMINER	91243
May 30, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 20, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: QUEEN, ESTHER FELICIA

Law Office Assigned:

LAW OFFICE 111

File Location

Current Location: INTENT TO USE SECTION

Date in Location:

Sep. 03, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Applicant:

Eveready Battery Company, Inc.

Assignment 1 of 2

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:[assignment-tm-5588-0929.pdf](#)**Assignor****Name:** [EVEREADY BATTERY COMPANY, LLC](#)**Execution Date:**

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Assignee**Name:**[EDGEWELL PERSONAL CARE BRANDS, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Address:6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484**Correspondent****Correspondent Name:**

THOMAS A. POLCYN

Correspondent Address:ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101**Domestic Representative - Not Found**

Proceedings

Summary**Number of Proceedings:**

1

Type of Proceeding: Opposition**Proceeding Number:** [91222366](#)**Filing Date:**

Jun 15, 2015

Status: Terminated**Status Date:**

Sep 25, 2015

Interlocutory Attorney: ANN LINNEHAN VOGLER**Defendant****Name:**

Rikki Mor

Correspondent Address:MIRIAM D TRUDELL
SHERIDAN ROSS PC
1560 BROADWAY SUITE 1200
DENVER CO , 80202-5145
UNITED STATES**Correspondent e-mail:**phirschman@sheridanross.com , mtrudell@sheridanross.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
GROOM GENIE	SU - Registration Review Complete	86295051	

Plaintiff(s)**Name:**

Edgewell Personal Care Brands, LLC

Correspondent Address:THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO , 63101
UNITED STATES

Correspondent e-mail:

tpolcyn@thompsoncoburn.com , slittle@thompsoncoburn.com , ipdocket@thompsoncoburn.com , hal-shathir@thompsoncoburn.com ,
urogers@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
LITTER GENIE	Registered	85078256	4122450
LITTER GENIE	Registered	85515860	4515119
LITTER GENIE	Second Extension - Granted	86283402	
PET GENIE	Second Extension - Granted	86229787	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 15, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 15, 2015	Jul 25, 2015
3	PENDING, INSTITUTED	Jun 15, 2015	
4	D MOT FOR EXT W/ CONSENT	Jul 22, 2015	
5	EXTENSION OF TIME GRANTED	Jul 22, 2015	
6	D MOT FOR EXT W/ CONSENT	Aug 17, 2015	
7	EXTENSION OF TIME GRANTED	Aug 17, 2015	
8	P CHANGE OF NAME	Sep 17, 2015	
9	W/DRAW OF OPPOSITION	Sep 17, 2015	
10	BD DECISION: DISMISSED W/ PREJ	Sep 25, 2015	
11	TERMINATED	Sep 25, 2015	

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Mark: LITTER GENIE

Litter Genie

US Serial Number: 85078256

Application Filing Date:

Jul. 06, 2010

US Registration Number: 4122450

Registration Date:

Apr. 03, 2012

Register:

Principal

Mark Type:

Trademark

Status:

Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date:

Apr. 03, 2012

Publication Date: Apr. 12, 2011

Notice of Allowance Date:

Jun. 07, 2011

Mark Information

Mark Literal Elements:

LITTER GENIE

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

Disclaimer:

"LITTER"

Related Properties Information

**International Registration
Number:**

**International
Application(s)
/Registration(s) Based on
this Property:**

A0054996

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For:

Pet litter disposal system consisting of a pail, bags and accessory, namely, scooper for waste; re-fill bags and portable cartridge for bags

International Class(es): 021 - Primary Class

U.S Class(es):

002, 013, 023, 029, 030, 033, 040, 050

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jan. 02, 2012

Use in Commerce:

Jan. 02, 2012

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT UNITED STATES 06484

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-119906

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

Thomas A. Polcyn
Thompson Coburn LLP
One US Bank Plaza
St. Louis, MISSOURI UNITED STATES 63101

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 12, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 08, 2013	ATTORNEY REVOKED AND/OR APPOINTED	
Jul. 08, 2013	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 03, 2012	REGISTERED-PRINCIPAL REGISTER	
Mar. 01, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 29, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Feb. 28, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Feb. 06, 2012	STATEMENT OF USE PROCESSING COMPLETE	65362
Jan. 12, 2012	USE AMENDMENT FILED	65362
Feb. 06, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Jan. 12, 2012	TEAS STATEMENT OF USE RECEIVED	

Dec. 06, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 02, 2011	EXTENSION 1 GRANTED	98765
Dec. 02, 2011	EXTENSION 1 FILED	98765
Dec. 02, 2011	TEAS EXTENSION RECEIVED	
Jun. 07, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 12, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 12, 2011	PUBLISHED FOR OPPOSITION	
Mar. 10, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Mar. 10, 2011	ASSIGNED TO LIE	68171
Feb. 12, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 08, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Feb. 08, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Feb. 08, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 10, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2010	NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2010	NON-FINAL ACTION WRITTEN	75589
Aug. 09, 2010	ASSIGNED TO EXAMINER	75589
Jul. 09, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 09, 2010	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location:

Feb. 29, 2012

Assignment Abstract Of Title Information

Summary

Total Assignments: 3

Registrant:

Playtex Products, LLC

Assignment 1 of 3

Conveyance:

ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5207/0274](#)

Pages:

7

Date Recorded: Feb. 03, 2014

Supporting Documents:

[assignment-tm-5207-0274.pdf](#)

Assignor

Name: [PLAYTEX PRODUCTS, LLC](#)

Execution Date:

Jan. 13, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, INC.](#)

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

DONNA FRAZIER SCHMITT

Correspondent Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MO 63141

Domestic Representative - Not Found

Assignment 2 of 3

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 3 of 3

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5588-0929.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, LLC](#)

Execution Date:

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Assignee

Name:

[EDGEWELL PERSONAL CARE BRANDS, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where
Organized:

DELAWARE

Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Proceedings

Summary**Number of Proceedings:**

1

Type of Proceeding: Opposition**Proceeding Number:** [91222366](#)**Filing Date:**

Jun 15, 2015

Status: Terminated**Status Date:**

Sep 25, 2015

Interlocutory Attorney: ANN LINNEHAN VOGLER**Defendant****Name:**

Rikki Mor

Correspondent Address:MIRIAM D TRUDELL
SHERIDAN ROSS PC
1560 BROADWAY SUITE 1200
DENVER CO UNITED STATES , 80202-5145**Correspondent e-mail:**phirschman@sheridanross.com , mtrudell@sheridanross.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
GROOM GENIE	SU - Registration Review Complete	86295051	

Plaintiff(s)**Name:**

Edgewell Personal Care Brands, LLC

Correspondent Address:THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO UNITED STATES , 63101**Correspondent e-mail:**tpolcyn@thompsoncoburn.com , slittle@thompsoncoburn.com , ipdocket@thompsoncoburn.com , hal-shathir@thompsoncoburn.com ,
urogers@thompsoncoburn.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
LITTER GENIE	Registered	85078256	4122450
LITTER GENIE	Registered	85515860	4515119
LITTER GENIE	Second Extension - Granted	86283402	
PET GENIE	Second Extension - Granted	86229787	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 15, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 15, 2015	Jul 25, 2015
3	PENDING, INSTITUTED	Jun 15, 2015	
4	D MOT FOR EXT W/ CONSENT	Jul 22, 2015	
5	EXTENSION OF TIME GRANTED	Jul 22, 2015	
6	D MOT FOR EXT W/ CONSENT	Aug 17, 2015	
7	EXTENSION OF TIME GRANTED	Aug 17, 2015	
8	P CHANGE OF NAME	Sep 17, 2015	

9	W/DRAW OF OPPOSITION	Sep 17, 2015
10	BD DECISION: DISMISSED W/ PREJ	Sep 25, 2015
11	TERMINATED	Sep 25, 2015

Generated on:

This page was generated by TSDR on 2016-01-25 10:57:52 EST

Mark: PET GENIE

PET GENIE

US Serial Number: 86229787

Application Filing Date:

Mar. 24, 2014

Register:

Principal

Mark Type:

Trademark

Status:

A second request for extension of time to file a Statement of Use has been granted.

Status Date:

Sep. 29, 2015

Publication Date: Oct. 14, 2014

Notice of Allowance Date:

Dec. 09, 2014

Mark Information

Mark Literal Elements:

PET GENIE

Standard Character Claim:

Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type:

4 - STANDARD CHARACTER MARK

Disclaimer:

"PET"

Related Properties Information

**Claimed Ownership of US
Registrations:**

4122450

Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For:

pet litter disposal system consisting of a pail, bags, and accessories, namely, scoop for pet waste and re-fill bags

International Class(es): 021 - Primary Class

U.S Class(es):

002, 013, 023, 029, 030, 033, 040, 050

Class Status:

ACTIVE

Basis:

1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No
Filed No Basis: No

Currently 66A: No
Currently No Basis: No

Current Owner(s) Information

Owner Name:

EDGEWELL PERSONAL CARE BRANDS, LLC

Owner Address:

6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Thomas A. Polcyn

Docket Number:

56772-130807

**Attorney Primary Email
Address:** ipdocket@thompsoncoburn.com

**Attorney Email
Authorized:**

Yes

Correspondent

**Correspondent
Name/Address:**

THOMAS A. POLCYN
THOMPSON COBURN LLP
505 N 7TH ST STE 3500
SAINT LOUIS, MISSOURI 63101-1693
UNITED STATES

Phone: 314-552-6000

Fax:

314-667-3633

Correspondent e-mail: ipdocket@thompsoncoburn.com

**Correspondent e-mail
Authorized:**

Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 11, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 30, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 29, 2015	EXTENSION 2 GRANTED	69302
Sep. 22, 2015	EXTENSION 2 FILED	69302
Sep. 28, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	69302
Sep. 22, 2015	TEAS EXTENSION RECEIVED	
Aug. 05, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 29, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Apr. 07, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 03, 2015	EXTENSION 1 GRANTED	98765
Apr. 03, 2015	EXTENSION 1 FILED	98765
Apr. 03, 2015	TEAS EXTENSION RECEIVED	
Dec. 09, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 14, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 14, 2014	PUBLISHED FOR OPPOSITION	
Sep. 24, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 05, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Sep. 04, 2014	ASSIGNED TO LIE	68123
Aug. 22, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 20, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Aug. 19, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Aug. 19, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 18, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 18, 2014	NON-FINAL ACTION E-MAILED	6325
Jun. 18, 2014	NON-FINAL ACTION WRITTEN	69812
Jun. 10, 2014	ASSIGNED TO EXAMINER	69812
Apr. 05, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 27, 2014	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: SHANAHAN, WILLIAM PATR

Law Office Assigned:

LAW OFFICE 116

File Location

Current Location: INTENT TO USE SECTION

Date in Location:

Sep. 28, 2015

Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Applicant:

Eveready Battery Company, Inc.

Assignment 1 of 2

Conveyance:

ENTITY CONVERSION

Reel/Frame: [5584/0299](#)

Pages:

18

Date Recorded: Jul. 24, 2015

Supporting Documents:

[assignment-tm-5584-0299.pdf](#)

Assignor

Name: [EVEREADY BATTERY COMPANY, INC.](#)

Execution Date:

Jun. 25, 2015

Legal Entity Type: CORPORATION

**State or Country Where
Organized:**

DELAWARE

Assignee

Name:

[EVEREADY BATTERY COMPANY, LLC](#)

Legal Entity Type: LIMITED LIABILITY COMPANY

**State or Country Where
Organized:**

DELAWARE

Address:

533 MARYVILLE UNIVERSITY DRIVE
ST. LOUIS, MISSOURI 63141

Correspondent

Correspondent Name:

THOMAS A. POLCYN

Correspondent Address:

ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101

Domestic Representative - Not Found

Assignment 2 of 2

Conveyance:

CHANGE OF NAME

Reel/Frame: [5588/0929](#)

Pages:

15

Date Recorded: Jul. 24, 2015

Supporting Documents:[assignment-tm-5588-0929.pdf](#)**Assignor****Name:** [EVEREADY BATTERY COMPANY, LLC](#)**Execution Date:**

Jun. 29, 2015

Legal Entity Type: LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Assignee**Name:**[EDGEWELL PERSONAL CARE BRANDS, LLC](#)**Legal Entity Type:** LIMITED LIABILITY COMPANY**State or Country Where
Organized:**

DELAWARE

Address:6 RESEARCH DRIVE
SHELTON, CONNECTICUT 06484**Correspondent****Correspondent Name:**

THOMAS A. POLCYN

Correspondent Address:ONE US BANK PLAZA
THOMPSON COBURN LLP
ST. LOUIS, MO 63101**Domestic Representative - Not Found**

Proceedings

Summary**Number of Proceedings:**

1

Type of Proceeding: Opposition**Proceeding Number:** [91222366](#)**Filing Date:**

Jun 15, 2015

Status: Terminated**Status Date:**

Sep 25, 2015

Interlocutory Attorney: ANN LINNEHAN VOGLER**Defendant****Name:**

Rikki Mor

Correspondent Address:MIRIAM D TRUDELL
SHERIDAN ROSS PC
1560 BROADWAY SUITE 1200
DENVER CO , 80202-5145
UNITED STATES**Correspondent e-mail:**phirschman@sheridanross.com , mtrudell@sheridanross.com**Associated marks**

Mark	Application Status	Serial Number	Registration Number
GROOM GENIE	SU - Registration Review Complete	86295051	

Plaintiff(s)**Name:**

Edgewell Personal Care Brands, LLC

Correspondent Address:THOMAS A POLCYN
THOMPSON COBURN LLP
ONE US BANK PLAZA
ST LOUIS MO , 63101
UNITED STATES

Correspondent e-mail:

tpolcyn@thompsoncoburn.com , slittle@thompsoncoburn.com , ipdocket@thompsoncoburn.com , hal-shathir@thompsoncoburn.com , urogers@thompsoncoburn.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
LITTER GENIE	Registered	85078256	4122450
LITTER GENIE	Registered	85515860	4515119
LITTER GENIE	Second Extension - Granted	86283402	
PET GENIE	Second Extension - Granted	86229787	

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jun 15, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jun 15, 2015	Jul 25, 2015
3	PENDING, INSTITUTED	Jun 15, 2015	
4	D MOT FOR EXT W/ CONSENT	Jul 22, 2015	
5	EXTENSION OF TIME GRANTED	Jul 22, 2015	
6	D MOT FOR EXT W/ CONSENT	Aug 17, 2015	
7	EXTENSION OF TIME GRANTED	Aug 17, 2015	
8	P CHANGE OF NAME	Sep 17, 2015	
9	W/DRAW OF OPPOSITION	Sep 17, 2015	
10	BD DECISION: DISMISSED W/ PREJ	Sep 25, 2015	
11	TERMINATED	Sep 25, 2015	